

LATHAM & WATKINS LLP  
NICHOLAS J. BOYLE\*  
nicholas.boyle@lw.com  
555 Eleventh Street, NW  
Suite 1000  
Washington, D.C. 20004  
Tel: 202.637.2200  
Fax: 202.637.2201

MATTHEW W. WALCH\*  
matthew.walch@lw.com  
330 North Wabash Avenue  
Suite 2800  
Chicago, IL 60611  
Tel: 1.312.876.7603  
Fax: 312.993.9767

*\*Admitted Pro Hac Vice*

JOSEPH D. AXELRAD (SBN 274580)  
joseph.axelrad@lw.com  
355 South Grand Avenue, Suite 100  
Los Angeles, CA 90071  
Tel: 213.485.1234

*Attorneys for Defendant  
CoStar Group, Inc.*

BROWN NERI SMITH & KHAN LLP  
Ethan J. Brown (SBN 218814)  
ethan@bnsklaw.com  
11601 Wilshire Blvd.  
Suite 2080  
Los Angeles, CA 90025  
Tel: 310.593.9890

*Attorneys for Defendant  
James Kaminsky*

JENNER & BLOCK LLP  
Brent Caslin (SBN 198682)  
bcaslin@jenner.com  
David R. Singer (SBN 204699)  
dsinger@jenner.com  
Carolyn Small (SBN 304938)  
csmall@jenner.com  
Elizabeth Baldrige (SBN 313390)  
ebaldrige@jenner.com  
515 South Flower Street  
Suite 3300  
Los Angeles, CA 90071  
Tel: 213.239.5100

*Attorneys for Plaintiffs  
Move, Inc., Move Sales, Inc.,  
and RealSelect, Inc.*

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
WESTERN DIVISION**

MOVE, INC., a Delaware corporation;  
MOVE SALES, INC., a Delaware  
corporation; REALSELECT, INC., a  
Delaware corporation,

Plaintiff,

vs.

COSTAR GROUP, INC., a Delaware  
corporation; JAMES KAMINSKY an  
individual; and DOES 1 through 10,  
inclusive,

Defendants.

CASE NO. 2:24-cv-05607-GW-BFM

**JOINT STIPULATION TO EXTEND  
TIME TO RESPOND TO FIRST  
AMENDED COMPLAINT**

Judge: George H. Wu

Magistrate Judge: Brianna Fuller Mircheff

First Am. Compl. filed: August 16, 2024

Current response date: August 30, 2024

New response date: September 20, 2024

1 Defendants CoStar Group, Inc. (“CoStar”) and James Kaminsky (collectively  
2 “Defendants”), and Plaintiffs Move, Inc., Move Sales, Inc., RealSelect, Inc.  
3 (collectively “Plaintiffs”), by and through their respective counsel, hereby stipulate  
4 and agree as follows:

5 **WHEREAS**, on July 2, 2024, Plaintiffs filed their Complaint (Dkt. 1);

6 **WHEREAS**, on July 3, 2024, Defendant CoStar Group, Inc., was served with  
7 the Complaint, and July 5, 2024, Defendant James Kaminsky was served with the  
8 Complaint;

9 **WHEREAS**, on July 24, 2024, in accordance with Local Civil Rule 8-3,  
10 Plaintiffs agreed to a 30-day extension of time, from July 24, 2024 to August 23,  
11 2024, to allow Defendants to answer or otherwise respond to Plaintiffs’ Complaint;

12 **WHEREAS**, Plaintiffs filed a Motion for a Preliminary Injunction (Dkt. 12),  
13 originally noticed for hearing on August 14, 2024, and later continued by Court order  
14 to September 23, 2024 (Dkt. 38);

15 **WHEREAS**, the Court ordered the parties to engage in limited expedited  
16 discovery related to Plaintiffs’ Motion for a Preliminary Injunction to be completed  
17 by September 6, 2024 (Dkt. 50 at 4; Dkt. 51);

18 **WHEREAS**, in light of the presently-ongoing expedited discovery, the  
19 parties stipulated to (Dkt. 49), and the Court approved (Dkt. 52), the following  
20 briefing deadlines for Plaintiffs’ Motion for a Preliminary Injunction:

- 21 • August 27, 2024: Plaintiffs’ deadline to file an amended motion for a  
22 preliminary injunction
- 23 • September 4, 2024: Defendants’ deadline to file an opposition brief
- 24 • September 11, 2024: Plaintiffs’ deadline to file a reply brief

25 **WHEREAS**, on August 16, 2024, Plaintiffs filed their First Amended  
26 Complaint, to which Defendants must answer or otherwise respond by August 30,  
27 2024 in accordance with Federal Rule of Civil Procedure 15(a)(3);  
28

1       **WHEREAS**, the parties respectfully submit that good cause exists to extend  
2 the deadline for Defendants to answer or otherwise respond to the First Amended  
3 Complaint by 21 days in light of the ongoing expedited discovery and above-  
4 referenced briefing deadlines;

5       **WHEREAS**, as to the parties' agreement concerning an extension of time to  
6 respond to the First Amended Complaint, Defendants agree that if they respond to  
7 the First Amended Complaint with a Motion pursuant to Federal Rule of Civil  
8 Procedure 12, Defendants will set any Rule 12 Motion as to the First Amended  
9 Complaint for hearing such that Plaintiffs will have at least 14 days' time to prepare  
10 and file their opposition;

11       **WHEREAS**, this Stipulation is without prejudice to, or waiver of, any rights,  
12 arguments, or defenses otherwise available to the parties;  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

1 IT IS HEREBY STIPULATED AND AGREED THAT the time for  
2 Defendants to answer or otherwise respond to Plaintiffs' First Amended Complaint  
3 is continued from August 30, 2024, to September 20, 2024.

4  
5 Dated: August 27, 2024 Respectfully submitted,

6  
7 **LATHAM & WATKINS LLP**

8 By: /s/ Joseph Axelrad  
9 Nicholas J. Boyle  
10 Matthew W. Walch  
11 Joseph D. Axelrad

12 *Attorneys for Defendant*  
13 *CoStar Group, Inc.*

14 **BROWN, NERI, SMITH & KHAN LLP**

15 By: /s/ Ethan Brown  
16 by email authorization  
17 Ethan Brown

18 *Attorney for Defendant*  
19 *James Kaminsky*

20 **JENNER & BLOCK LLP**

21 By: /s/ Elizabeth Baldridge  
22 by email authorization  
23 Brent Caslin  
24 David R. Singer  
25 Carolyn Small  
26 Elizabeth Baldridge

27 *Attorneys for Plaintiffs*  
28 *Move, Inc., Move Sales, Inc.,*  
*and RealSelect, Inc.*

**ATTESTATION**

Pursuant to Local Rule 5-4.3.4(a)(2)(i), I, Joseph D. Axelrad, attest under penalty of perjury that I have obtained concurrence and authorization from the other signatories to affix their electronic signatures to this filing.

Dated: August 27, 2024

**LATHAM & WATKINS LLP**

By: /s/ Joseph Axelrad

Joseph D. Axelrad